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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

JAMES COHAN,

Plaintiff,

v.

JOHN SMITH, et al.,

Defendants.

Case No.: 2:21-cv-00531-APG-NJK

REPORT AND RECOMMENDATION

On October 20, 2021, this Court denied Plaintiff's application for leave to proceed *in forma pauperis* because the application was incomplete. Docket No. 8. The Court ordered Plaintiff to either pay the full \$402 filing fee or file a signed and dated complete application to proceed *in forma pauperis* no later than September 21, 2021. *Id.* The Court warned that "failure to timely comply with this order may result in a recommendation to the District Judge that this case be dismissed without prejudice." *Id.*

As of this date, Plaintiff has neither paid the filing fee, nor filed a new application to proceed *in forma pauperis*. See Docket. The undersigned therefore **RECOMMENDS** that this case be **DISMISSED** without prejudice.

IT IS SO ORDERED.

Dated: December 7, 2021.



NANCY J. KOPPE
UNITED STATES MAGISTRATE JUDGE

NOTICE

This report and recommendation is submitted to the United States District Judge assigned to this case pursuant to 28 U.S.C. § 636(b)(1). A party who objects to this report and

1 recommendation must file a written objection supported by points and authorities within fourteen
2 days of being served with this report and recommendation. Local Rule IB 3-2(a). Failure to file
3 a timely objection may waive the right to appeal the district court's order. *Martinez v. Ylst*, 951
4 F.2d 1153, 1157 (9th Cir. 1991).